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RCE/3652

PTO/SB/39 (10-01)

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REQUEST

FOR

CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Address to:

Mail Stop RCE

Commissioner for Patents

P.O. Box 1450, Alexandria, VA 22313-1450

Application Number

09/760,147

Filing Date

January 12, 2001

First Named Inventor

Daniel A. Babbs

Art Unit

3652

Examiner Name

Keenan, James W.

Attorney Docket Number

34741-614

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114

a. ☐ Previously submittedi. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____iii. ☐ Other _____b. ☒ Enclosedi. ☒ Amendment/Replyiii. ☐ Information Disclosure Statement (IDS)ii. ☐ Affidavit(s)/Declaration(s)iv. ☐ Other _____

2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(l) required)b. ☐ Other _____

3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, credit any overpayment or underpayment to Deposit Account No. 50-0639i. ☒ RCE fee required under 37 CFR 1.17(e)ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)

05/28/2003 DTESSEM1 00000136 500639 09760147

iii. ☐ Other

01 FC:1801

750.00 OP

b. ☒ Check in the amount of \$ 750.00 enclosedc. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)

Scott D. Sanford

Registration No. (Attorney/Agent)

51,170

Signature

Date

May 22, 2003

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service utilizing the "Express Mail Post Office to Addressee" service addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 mailed on the date shown below.

Name (Print/Type)

Floyd DaCosta

Signature

Date

May 22, 2003

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Commissioner for Patents, Mail Stop RCE, P.O. Box 1450, Alexandria, VA 22313-1450.